

DEC 16 2005

PTO/SB/25 (08/03)  
Approved for use through 07/31/2008. OMB 0551-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**Certificate of Transmission under 37 CFR 1.8**

Serial No. 09/886,373

Application of: Kathy T. Stark et al.

Filed: June 22, 2001

Art Unit: 2152

Examiner: Chankong, Dohm

Attorney Docket No. P5592

For: NETWORK AND METHOD FOR COORDINATING HIGH AVAILABILITY  
SYSTEM SERVICES

Confirmation No.: 5675

Customer No.: **32658**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

1. Applicant Initiated Interview Request Form with Agenda.

on

16 December 2005  
Date

3  
No. of Pages  
(Ind. Coversheet)

to centralized fax number: 571-273-8300

Examiner Chankong Fax No. 571-273-3942

  
\_\_\_\_\_  
Signature

Julie Lange

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or its certificate must identify each submitted paper.

Client Reference No. 80168.0123

Fax No. 719-448-5922

DEC 16 2005

PTOL-413A (08-03)  
Approved for use through 07/31/2006. OMB 0651-0031  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Applicant Initiated Interview Request Form

Application Number: 09/886,373 First Named Applicant: Kathy T. Stark et al.  
 Examiner: Chankong, Dohm Art Unit: 2152 Status of Application: Pending  
 Tentative Participants:  
 (1) Michael C. Martensen (2) \_\_\_\_\_  
 (3) \_\_\_\_\_ (4) \_\_\_\_\_  
 Proposed Date of Interview: 21 December 2005 Proposed Time: 11:00 AM Eastern  
 Type of Interview Requested:  
 (1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference  
 Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO  
 If yes, provide brief description: \_\_\_\_\_

## Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Finality of Rejection	47 re; amendment of 9/28/05	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) Rejection	1, 14, 31, and 47	Alferi & Azagury	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☒ Continuation Sheet Attached

## Brief Description of Arguments to be Presented:

The amendment of 9/28/05, upon which the examiner based his final rejection, did not alter the scope of claim 47 yet it was rejected under new art in the pending office action. Finality is premature.  
 The cited art Alferi and Azagury fail to teach or suggest a callback sequence that is tunable

An interview was conducted on the above-identified application on \_\_\_\_\_.

## Note:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP §713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

  
 (Applicant/Applicant's Representative Signature)

\_\_\_\_\_  
 (Examiner/SPE Signature)

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

U.S. Patent Application No. 09/886,373 SUN P5592

**NETWORK AND METHOD FOR COORDINATING HIGH AVAILABILITY SYSTEM SERVICES**

AGENDA for Interview with Examiner Dohm Chankong to be conducted on December 21, 2005

- I. Premature finality of rejection
  - Amendment submitted on 2/28/05
  - Rejection of 9/29/05
  - New art
- II Review of pertinent portions U.S. Patent No. 6,493,716; (Azagury) and U.S. Patent No. 5,66,486 (Alfieri)
  - Background and Summary
  - Cited text as applicable to the amended claims
  - Tunable callback sequence
- III Review of Applicants' Invention
  - Specification (paragraph [0064])
  - Summary -----Tunable parameters for each level of each type of callback sequence
- IV Discussion of the distinctions between the Applicants' invention, Azagury and Alfieri
- V. Options beyond filing an RCE